



UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

*Pedro Franco*  
v.

Defendant.

CR 09-997-PSG  
ORDER [OF DETENTION] [SETTING  
CONDITIONS OF RELEASE] AFTER  
HEARING (18 U.S.C. §3148(b):  
(Allegations of Violation of Pretrial  
Conditions of Release)

A.

On motion of the Government involving an alleged violation of conditions of pretrial release, and a warrant for arrest,

B.

The court finds there is:

(1)

(A)  Probable cause to believe that the defendant has committed a Federal, State, or local crime while on release and/or

(B)  Clear and convincing evidence that the defendant has violated any

any other condition of release; and

1 (2) (A)  Based on the factors set forth in 18 U.S.C. §3142(g), there is no  
2 condition or combination of conditions of release that will  
3 assure that the defendant will not flee or pose a danger to the  
4 safety or any other person or the community; or  
5 (B)  The defendant is unlikely to abide by any condition or  
6 combination of conditions of release.

7 (3)  There is probable cause to believe that, while on release, the  
8 defendant committed a Federal, State, or local felony, and the  
9 presumption that no condition or combination of conditions will  
10 assure that the person will not pose a danger to the safety of any  
11 other person or the community has not been rebutted.

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13 OR

14 (4)  The court finds that there are conditions of release that will  
15 assure that the defendant will not flee or pose a danger to the  
16 safety any other person or the community, and that the  
17 defendant will abide by such conditions. See separate Order  
18 setting conditions.

19  It is further ordered that this order is stayed for 72 hours in order  
20 to allow the Government to seek review from the assigned  
21 district judge or criminal duty district judge as appropriate.

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OR

C.

( ) IT IS ORDERED defendant be detained prior to trial.

DATED: 7-16-10

  
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UNITED STATES MAGISTRATE JUDGE